

JRW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:
Michael Shevela, *et al.*) Confirmation No. 9015
Application No.: 10/697,872) Group Art Unit: 3723
Filed: October 31, 2003) Examiner: Jacob K. ACKUN

For: APPARATUS AND METHOD FOR REMOVING A BOLT FROM AN ASSEMBLY

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

By Official Action dated June 29,2005, restriction to one of the following inventions is required under 35 U.S.C. § 121:

- I. Claims 1-10 and 20-30, drawn to an apparatus or system, classified in class 81, subclass 438.
- II. Claims 11-19, drawn to a method of removing a fastener, classified in class 428, subclass unknown

In response, Applicant hereby elects group I, claims 1-10 and 20-30.

The election is made with traverse, because of the similarity of subject matter being claimed puts no serious burden on the Examiner to search and examine all of the claims in the entire application. The Examiner is reminded that the Examiner must search and examine the entire application on its merits even if it includes claims to independent or distinct inventions if the search puts no serious burden on the Examiner. M.P.E.P. § 803. In view of the similar subject matter of the claims and the powerful electronic search tools available to the Examiner, Applicants assert that searching and examination of the entire application would not pose a serious burden on the Examiner. Further, the Applicant has paid for, by virtue of payment of the

filings fees, search and examination of the pending claims. Requiring the Applicant to re-file the non-elected claims in divisional applications would require the Applicant to pay duplicative fees.

Respectfully submitted,

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